

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CRIMINAL NO.
04-10085-RGS

UNITED STATES OF AMERICA

v.

MINH NGOC PHAN

FURTHER ORDER ON EXCLUDABLE TIME

October 26, 2004

DEIN, M.J.

In accordance with the agreement of the parties, this court orders the following period of time excludable from the time period within which trial must commence:

October 26, 2004 through the parties' first pre-trial
conference before the District Judge

that being the period between the Final Status Conference and the date of the parties' first pre-trial conference. During this period, the parties intend to finalize a plea agreement.

Based upon the prior orders of the court dated April 6, 2004, May 18, 2004, June 21, 2004, August 3, 2004, September 28, 2004 and this order, at the time of the first pre-trial conference there will be zero (0) days of non-excludable time under the Speedy Trial Act and seventy (70) days will remain under the Speedy Trial Act in which this case must be tried.

/ s / Judith Gail Dein
JUDITH GAIL DEIN

United States Magistrate Judge